

SENATE BILL 3405

By Tate

AN ACT to amend Tennessee Code Annotated, Section 41-2-128, relative to conditional felony work release.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 41-2-128, is amended by deleting subsection (b) in its entirety and by substituting instead the following:

(b) Whenever any person has been sentenced to undergo imprisonment in a county workhouse due to the violation of a criminal statute which is a felony under the laws of the state of Tennessee, then the individual may be allowed to leave the county workhouse during necessary and reasonable hours for occupational, scholastic or medical purposes. Any individual serving a felony sentence based on a crime against person or property who has had two (2) or more previous sentences defined as felonies against person or property, as defined by the laws of the state of Tennessee or any other state of the United States or by the criminal statutes of the government of the United States, shall not be eligible to apply for release from the county workhouse during reasonable and necessary hours for occupational, scholastic or medical purposes as provided in §§ 41-2-127 – 41-2-132. In addition, any individual serving a felony sentence based on a crime committed with a handgun or a crime committed as a sexual offense, or any individual who has a previous sentence defined as a crime committed with a handgun or a crime committed as a sexual offense, as defined by the laws of the state of Tennessee or any other state of the United States or by the criminal statutes of the government of the United States, shall not be eligible to apply for release from the county workhouse during reasonable and necessary hours for occupational, scholastic or medical purposes as provided §§ 41-2-127 – 41-2 -132.

SECTION 2. This act shall take effect July 1, 2008, the public welfare requiring it.